

DIST/OFFICE	DOCKET		FILING DATE			N/S	O	R	R	23	S	DEMAND	JUDGE	JURY	DOCKET
	YR.	NUMBER	MO	DAY	YEAR							OTHER	NUMBER	DEM.	YR. NUMBER
1085/4	75	0182	05	12	75	2	190	2					8509		75 0182-B

PLAINTIFFS

L. A. HORTON d/b/a Horton's Electrical Center

DEFENDANTS

Steven H. JANCO, William R. SATTERFIELD, Richard S. SUDDUTH, Michael L. O'DONNELL d/b/a Aci Hi Construction Company, ANCHOR CONCRETE COMPANY, Tom Dolan Heating Company, Lights of Tulsa Inc., Matt COLLINS d/b/a World Wide Mechanical and UNITED STATES OF AMERICA

76-C-59, Consol.

CAUSE

28 USC §1441, et seq. Pltf. is suing to recover \$7,462 from Defts. Janco & Satterfield because of having performed certain electrical work for them under a contract & is claiming an interest in certain real property located in Tulsa, OK, against which the USA has a first mortgage.

ATTORNEYS

Gene D. Combs (Horton)  
Rollins & Combs  
111 S. 11th Street  
P. O. Box 147  
Collinsville, OK 74021

371-2200

Sam G. Bratton II (Tulsa Fabricators)  
1200 Atlas Life Building  
Tulsa, OK 74103

Nathan G. Graham  
Kenneth P. Snoke (USA)  
Thomas S. Vandivort &  
Daniel F. Allis (Lights of Tulsa)  
Old Village Prof. Bldg.  
1425 East 41st St.  
Tulsa, OK 74105 749-0338

John A. Gaberino, Jr. (Janco, Curtis M. Long Satterfield, Fifth Floor & Sudduth)  
510 Okla. Natural Building  
Tulsa, OK 74119  
585-8141

Harvey C. Carpenter (Anchor Concrete Co.)  
Charles W. Hack  
3930 East 31st St.  
Tulsa, OK 74135

William J. Robinson (Tom Dolan Htg. Co)  
Shirk, Semtner, Work & Robinson  
1108 Colcord Building  
Oklahoma City, Ok 73102  
236-3571

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	06-01-75
				JS-6	11-1-77

DATE	NR.	PROCEEDINGS
5-12-75	1.	Petition for removal, w/copies of original compl., and other pleadings, filed.k
5-13-75	2.	Notice of filing petition for removal, filed. g
5-13-75	3.	Acknowledgment of filing petition for removal, filed. g
5-19-75	4	Answer of deft. U.S.A., filed.k
5-28-75	5.	Answer of Defts. Steven H. Janco and William R. Satterfield, filed. v
9-16-75	6.	Further Documents from the District Court, filed by USA.mm
1976		
1-27	MO	Case set for disposition on 2-10-76 at 10:00 a.m. for failure of pltf. to prosecute as to defts. O'Donnell & Collins, and for failure of defts. Lights of Tulsa and Sudduth to answer. (AEB-J)k cps by cert ml
2-10		Case called for disposition for failure of Pltf. to prosecute as to Defts' Michael O'Donnell d/b/a Aci Hi Const. & Matt Collins, d/b/a World Wide Mechanical & for failure of Defts' Light of Tulsa & Richard Sudduth to answer. Mr. Combs present for Pltf. Mr. Gaberino, Jr. Daniel F. Allis & Kenneth Snoke present for Defts. Pltf. requests dismissal as to Pltfs' O'Donnell & Collins; Ct. allows dismissal as to the two parties. Pltf. given 5 days to file dismissal papers as to O'Donnell & Collins. Deft. Lights of Tulsa allowed to file answer out of time this date. Mr. Gaberino announces case will be dismissed as to Deft. Suddeth. Deft. announces he has cross-claim ready to file against Farmers Home Adminis. Ct. orders Deft to consult w/Govt. before Ct. will consider allowing the filing of cross-claim. Parties report to Ct. that Govt. has no obj. to their filing cross-claim. Ct. allows filing. (AEB-J)b
2-10	7	Answer & Counterclaim of Deft., Lights of Tulsa, Inc., to Pltf's amended petition, filed. b
2-10	8	Cross-Claim of Deft. Lights of Tulsa, Inc., against Deft., USA, ex-rel Farmer's Home Administration, filed. b
2-26	9.	General Denial of Pltf.'s to Counterclaim of Deft., Lights of Tulsa, Inc., fld. v
2-26	10.	Dismissal as to Defts. Micheal O'Donnell d/b/a ACI HI Construction Co. & Matt Collins d/b/a World Wide Mechanical, filed. v <i>to be mld</i>
3-1	11	Order of dismissal at cost of pltf., without prejudice, as to defts. Michael O'Donnell d/b/a ACI HI Construction Co. and Matt Collins d/b/a World Wide Mechanical. (AEB-J)g <i>7-2</i>
3-30	12	ANSWER of Deft. United States to Cross-Claim of Deft. Lights of Tulsa, Inc., filed.jj
4-12	13	of deft. U.S.A. Mot./for Leave to File Amended Answer, C/C & Cross-Claim, filed.t
4-13	MO	It is ordered by the Court that the parties are granted 10 days to respond to deft. U.S.A.'s mot. for leave to file amended ans., counterclaim and cross-claim. (AEB-J)k cps mld
4-22	14	Dismissal of Cross-Petition, Anchor Concrete Company, filed.t
4-23	15	Answer of Deft., Lights of Tulsa, Inc. to the First Amended cross claim of Deft. USA, filed.t
4-23	16	Reply & Ans. of L. A. Horton d/b/a Horton's Electrical Center to the First Amended Answer, Counterclaim, and Cross Claim of Deft. United States of America, filed.t
5-17	17	Order, filed, allowing Deft. USA to file amended Ans, counterclaim, & crossclaim to complaint. (AEB-J)b cps mld

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DATE	NR.	PROCEEDINGS
1976		
5-17	18.	First Amended Answer, Counterclaim & Cross claim of Deft. U.S.A, filed.b
6-28	19.	Disclaimer of Richard S. Sudduth, filed.k
7-1	20.	Deft. USA's motion for summary judgment, filed.s
7-1	21.	Brief in support of Deft. USA's motion for summary judgment, filed.s
7-2	MO:	It is ordered by the Court that all parties file a responsive brief w/in ten days to the mot. for S/J filed by deft. U.S.A. (AEB-J)k <i>ps mld</i>
7-12	22.	Order of Consolidation of Case 76-C-59 with this case, filed. (AEB-J)b cps mld
7-12	23.	Responsive brief in support of deft. U. S. A.'s mot. for S/J, filed by Defts. Janco & Satterfield.b
7-22	24.	Mot. of Pltf. for ext. of time to respond to mot. for S/J fld. by U.S.A., fld. v (o)
7-26	25	Order, filed, granting pltf. L. A. Horton til 8-12-76 to respond to deft. U.S.A.'s mot. for S/J. (AEB-J)k cps mld
7-26	26.	Mot. for S/J, fld. by Deft. Farmers Home Adm. U.S. Depart. of Agriculture, et al. v
7-30	27.	Pltf. Tulsa Fabricators' mot. for default judgment against defts. Ace Hi Construction Co., Mrs. Roy Hillard d/b/a Natl. Weather Stripping Co., J. M. Jackson d/b/a Jackson Co., W & W Painting and Drywall Inc., Dolan Airconditioning Service Co., Old World Products Corp., and Brite Side, Inc., and brief in support, filed.k
8-11	28.	Pltf. L. A. Horton's responsive brief to Deft. Farmers Home Adm. U.S. Dept. of Agriculture's motion for summary judgment, filed.s
9-8	29.	Defts. Steven H. Janco & William R. Satterfield's reply brief in support of United States' Motion for S/J, filed.s
9-10	30	Deft. United States of America's motion for default judgment on its first amended answer, counterclaim and cross- <del>claim</del> against 9 defendants, filed.s
1977		
2-1	MO	It is ordered that the Mot. for default judgment filed by the deft. United States of America, and the Mot. for default judgment filed by the pltf., Tulsa Fabricators and Distributors, Inc. are hereby set for hearing on Feb. 10, 1977, at 10 o'clock a.m. IT IS FURTHER ORDERED that Kenneth Snoke, attorney for the United States, and Sam Bratton, II, attorney for Tulsa Fabricators and Distributors, Inc. notify those individuals against whom default judgment is sought by certified mail with return receipt immediately upon notification of this setting.s (AEB-J) notice by phone and ltr.
2-4	31.	Order, Findings of Fact and Conclusions of Law, filed. Ordered that Mot. for S/J filed by Deft. USA is sustained; Further that USA prepare and submit to the Ct. for signature a Journal Entry of Judgment in conformity with this Order, Findings of Fact and Conclusions of law, within 7 days.s (AEB-J) cps. mld.

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS	
2-4	32	Pltff. Tulsa Fabricators, Notice of Hearing for Judgment by default, set on 2-10-77, at 10:00 A.M., filed. b Nts by Bratton	
2-10	Min.	Case called for hrg. on Mots. for Default Judgment filed by pltff. Tulsa Fabricators and by deflt. U.S.A. Kenneth Snoke present for U.S.A. John Gaberino present for defts. Janco, Satterfield & Sudduth. No other parties present or represented. Court grants default judgment in favor of deflt. U.S.A. Snoke to prepare Order within 10 days. (AEB-J)k	
3-1	33	Judgment, filed & entered, that default judgment is granted in favor of deflt. U.S.A. on its First Amended Answer, Counterclaim and Cross-Claim, and against defts. Michael L. O'Donnell, d/b/a Ace Hi Construction, Mrs. Roy Hillard, d/b/a Natl. Weather Stripping and Storm Door Co., Anchor Concrete Co., J. M. Jackson, d/b/a Jackson Co., W&W Painting and Drywall, Inc, Old World Products Corp., Dolan Air Conditioning Service Co., Richard S. Sudduth, Brite Side, Inc., and Concrete Specialities of Tulsa, Inc. Further, it is ordered that any claim, lien, or encumbrance which said defts. may have had against real estate described herein is hereby extinguished and removed. (AEB-J)k cps mld	
6-14	MO	Parties are directed to hold PT conf. on or before 7-26-77 and file PT Order on or before 8-2-77. (AEB-J)k ntc mld	
6-23	34.	Mot. of Deft. Steven H. Janco to Dismiss, fld. v	
6-23	35.	Brief in support, fld. y	
6-23	MO:	Ordered that Pltff. have 10 days from this date to respond to the mot. to dismiss. (AEB-J)v	
7-1	36	Pltff. L. A. Horton, response to mot.to dismiss of Deft., Steven H. Janco. fld. ho	
7-28	MO	Case referred to Mag. Robert S. Rizley for findings and recommendations on pending motions. (AEB-J) rla	
7-29	37	Order, filed, sustaining mot. of deflt. U.S.A. for S/J against pltff. Tulsa Fabricators and Distributors, Inc. (AEB-J)g cp mld.	
7-29	38	Judgment, filed & entered: summary judgment entered for deflt. U.S.A. against pltffs. L. A. Horton, d/b/a 'Horton's Electrical Center, Tulsa Fabricators and Distributors, Inc., and defts. Steven H. Janco; William R. Satterfield; Richard S. Sudduth; Michael L. O'Donnell, d/b/a Aci Hi Construction Company; Anchor Concrete Company; Tom Dolan Heating Company' Lights of Tulsa Inc.; and Matt Collins d/b/a World Wide Mechanical. (AEB-J)g cp mld.	
8-1	39	Joint mot. for time until 8-9-77 to file pre-trial order, filed.k 0	
8-3	40	Order, filed, granting parties until 8-9-77 to file pre-trial order. (AEB-J)k cps mld	
8-15	41.	Pltff's dismissal with prejudice as to defts. Janco & Satterfield, filed & entered, w/ costs to be taxed against said defts.k	
8-15	42.	Deft. Lights of Tulsa's dismissal with prejudice of cross-claim against defts. Janco & Satterfield, filed & entered. Costs to be taxed against said defts.k	
10-4	43	Deft. USA dismissal of its counterclaim & cross-claim w/o prejudice, fld. & entered w/costs to be taxed against Defts. Janco & Satterfield ho	

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1977

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PROCEEDINGS

12-29

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Deft. Janco & Satterfield, appl. for order nunc pro tunc. fld. ho  
O toJ.

1978

1-5

45.

Order Nunc Pro Tunc, filed. (AEB-J)b cps mld

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## PROCEEDINGS